



CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: March 24, 2005 Name: Jeffrey M. NicholsSignature: Jeffrey M. Nichols

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Jose A. Capote et al.Appln. No.: 10/820,651Filed: April 8, 2004For: Method and Apparatus for Treating WasteAttorney Docket No: 11855/17Examiner: Kenneth RinehartArt Unit: 3749

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Supplemental Information Disclosure Statement; Form PTO-1449; Copies of 3 Cited References
☒ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
☒ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☒ A petition or processing fee in an amount of \$180 under 37 C.F.R. § 1.17(p).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☒ A check in the amount of \$180 is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Jeffrey M. Nichols

Jeffrey M. Nichols (Reg. No. 46,958)

March 24, 2005

Date



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Appln. of: Jose A. Capote et al.

Appln. No.: 10/820,651

Filed: April 8, 2004

For: Method and Apparatus for
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Attorney Docket No: 11855/17

Examiner: Kenneth Rinehart

Art Unit: 3749

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(c), Applicants hereby cite the following reference(s):

	No./Description	Date of Publication	Patentee/Applicant/ Assignee/Country
B1	US 6,155,182 A	December 5, 2000	Tsangaris et al.
B2	US 4,635,573	January 13, 1987	Santén
B3	WO 03/069227 A1	August 21, 2003	Patent Cooperation Treaty
B4	EP 0 469 737 A2	February 5, 1992	European Patent Office
B5	International Search Report for PCT Application No. PCT/US2004/031310	February 25, 2005	Patent Cooperation Treaty

Applicants are enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2). As each of the listed references is in English, no further commentary is believed to be necessary, 37 C.F.R §1.98(a)(3). Applicants respectfully request the Examiner's consideration of the above reference(s) and entry thereof into the record of this application.

By submitting this Statement, Applicants are attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

Applicant has calculated a processing fee in the amount of \$180.00 to be due under 37 C.F.R. §1.17(p) in connection with the filing of this Statement. Applicant has enclosed a check covering this fee, or authorized charging the fee to a deposit account or credit card, as indicated in the Transmittal accompanying this Statement.

Respectfully submitted,

March 24, 2005

Date

Jeff Nichols
Jeffrey M. Nichols (Reg. No. 46,958)



FORM PTO-1449	SERIAL NO. 10/820,651	CASE NO. 11855/17
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE April 8, 2004	GROUP ART UNIT 3749
(use several sheets if necessary)		APPLICANT(S): Jose A. Capote et al.

REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	B1	6,155,182 A	12/05/2000	Tsangaris et al.		
	B2	4,635,573	01/13/1987	Santén		

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	B3	WO 03/069227 A1	08/21/2003	PCT		NO
	B4	EP 0 469 737 A2	02/05/1992	EPO		NO

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS <small>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.)</small>	
	B5	International Search Report for PCT Application No. PCT/US2004/031310

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.